



Environmental Protection Agency

2200 Churchill Road, Springfield, Illinois 62706

217/782-5544

EPA Region 5 Records Ctr



351005

*Mac
Decatur / WASIE Hancock*

October 19, 1981

Mr Jerry Canfield
Waste Hauling, Inc
296 East Elm
Argenta, Illinois 62501

Re Environmental Protection Agency v Waste Hauling, Inc

Dear Mr Canfield

On behalf of the Illinois Environmental Protection Agency, I hereby give you notice that you are continuing to violate the Illinois Environmental Protection Act and Regulations adopted pursuant thereto. Instances of violations have been observed almost daily since June 5, 1981.

The Agency has received numerous manifests with Waste Hauling, Inc designated as the special waste hauler. This company has listed on these manifests a vehicle number, 004, which was deleted from their permit on June 5, 1981. Our records indicate that Waste Hauling, Inc requested deletion of the 004 vehicle by letter received June 2, 1981. A new permit and authorized decals were sent by certified mail and received by Waste Hauling, Inc on July 23, 1981. Nevertheless, the 004 vehicle number has been used despite its discontinuation. The current permit and decals are not being used.

Waste Hauling, Inc's hauling activities since June 5, 1981 have caused violations of the Environmental Protection Act and Chapter 9 Special Waste Hauling Regulations. Specifically, Chapter 9, Rule 201 (Special Hauling Permits - General), Rule 401, (Vehicle Number), and Rule 402, (Special Waste Symbols) have been violated. These Rules were adopted by the Pollution Control Board on March 15, 1979.

The Agency is now preparing an enforcement action against you, to be filed before the Illinois Pollution Control Board or the appropriate State Court. The Agency has been compelled to take these actions as a result of your willful disregard of a previous Agency notice, seeking your voluntary efforts to comply with Illinois Environmental Laws and Regulations. Mr Jerry Canfield of Waste Hauling, Inc was contacted by Mr Edward Franklin on September 8, 1981. Mr Franklin informed Mr Canfield the 004 number used by Waste Hauling, Inc on manifests was illegal. The violations have continued.

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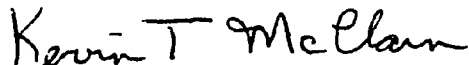
STATE OF ILLINOIS

The primary concern of this Agency is achieving total compliance with the Act and Regulations adopted pursuant thereto. The Environmental Protection Act provides civil penalties not to exceed \$10,000 for each violation, and not to exceed \$1,000 for each day during which a violation continues. It is a Class A misdemeanor to violate this Act or Regulations thereunder. Additionally, it is noteworthy to refer to Section 39(f) of the Act. Under Section 39(f), the Agency may deny a permit to prospective operators following an evaluation of the prospective operator's prior experience conducting refuse collection operations.

The Agency requests that the violations referred to in this letter be rectified within seven days following receipt of this letter. Agency manifest reviewers will continue surveillance of the incoming manifests involving your hauling operation.

Please contact me if you have any questions.

Sincerely yours,



Kevin T. McClain
Enforcement Attorney

KTM bjm/2628C/11,12

cc Bill Child
Monte Nienkerk
Bill Seltzer
Andy Vollmer
Edward Franklin

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